The Minutes

June 10, 2002

C036893 HOOD v. AMADOR

(Not for Publication)

The order granting a new trial is reversed and the original judgment on the jury verdict is reinstated. The judgment is affirmed. Defendant County of Amador is to pay plaintiff George Hood's costs of the appeal and cross-appeal.

MORRISON, J.

We concur: Raye, Acting P.J.

Hull, J.

June 11, 2002

C037764 In re JUAN ANDRES VERDIN on Habeas Corpus

BY THE COURT:

Respondent's petition for rehearing is denied.

BLEASE, Acting P.J.

C034118 THE PEOPLE v. SAYSOURIVONG (Not for Publication)

The superior court is directed to correct its records to reflect defendant received 52 days for presentence conduct credit and to forward an amended abstract of judgment reflecting the correction to the Department of Corrections. The judgment is affirmed.

NICHOLSON, J.

We concur: Blease, Acting P.J.

Sims. J.

C036390 THE PEOPLE v. SMITH (Not for Publication)

The judgment is affirmed.

NICHOLSON, J.

We concur: Blease, Acting P.J.

Hull, J.

C037828 THE PEOPLE v. WOLFE, JR. (Not for Publication)

The judgment is affirmed.

RAYE, J.

We concur: Scotland, P.J.

Davis, J.

The Minutes

June 11, 2002, continued

C037969 THE PEOPLE v. SAEPHANH (Not for Publication)

The judgment is reversed and the matter remanded to the trial court for a new *Wheeler* hearing. If, after the hearing, the trial court denies the *Wheeler* motion, the judgment shall be reinstated after a new sentencing hearing. If, however, the trial court grants the *Wheeler* motion, defendant shall be given a new trial.

BLEASE, Acting P.J.

We concur: Raye, J.

Robie, J.

C040028 THE PEOPLE v. SIMMONS (Not for Publication)

The judgment is affirmed. The abstract of judgment shall be corrected to reflect that defendant is to have no contact whatsoever with his victims. The trial court is directed to prepare a corrected abstract of judgment and to forward a certified copy to the Department of Corrections.

RAYE, J.

We concur: Blease, Acting P.J.

Callahan, J.

C036339 HANSEN v. THE PERMANENTE MEDICAL GROUP, INC., et al. (Not for Publication)

The judgment is affirmed.

MORRISON, J.

I concur: Davis, Acting P.J.

I concur in the affirmance of the judgment...

Callahan, J.

C039397 In re EMERY S.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICE v. LAURIE H. (Not for Publication)

The judgment is reversed, and the matter is remanded to the juvenile court with directions to conduct a new section 366.26 hearing at which the bonding assessment obtained by appellant is introduced into evidence.

SCOTLAND, P.J.

We concur: Hull, J.

Robie, J.

The Minutes

June 12, 2002

C038693 THE PEOPLE v. AVINA

(Not for Publication)

The matter is remanded to the trial court for further proceedings limited to ordering defendant to register as a sex offender pursuant to Penal Code section 290. The judgment is further modified to impose a sex offender fine of \$200 plus penalty assessments. The trial court is directed to prepare an amended abstract of judgment showing these modifications, as well as correcting the typographical error concerning the Government Code section 29550.2 fees.

The trial court is ordered to send a certified copy of the amended abstract of judgment to the Department of Corrections. As modified, the judgment is affirmed.

CALLAHAN, J.

We concur: Blease, Acting P.J.

Rave, J.

C039989 THE PEOPLE v. KIRKHAM

(Not for Publication)

(Not for Publication)

The judgment (order of probation) is affirmed.

KOLKEY, J.

We concur: Davis, Acting P.J.

Hull, J.

C037586 SLOCUM 6

SLOCUM et al. v. CAMPBELL et al. (Not for Publication)

The judgment is affirmed.

SIMS. J.

We concur: Blease, Acting P.J.

Nicholson, J.

C037804 C038670

ROBERTO D.C. v. SAL K.S.

HAK S. v. ROBERTO D.C.

The order of February 7, 2001, is amended by adding the following: "The petition of Hak S. for stepparent adoption is denied." As thus modified, the judgment in C037804 is affirmed. The judgment in C038670 is affirmed. The plaintiff shall recover his costs of appeal. Upon the filing of the remittitur and the application of the plaintiff, the trial court shall determine under section 7640 whether the defendant shall bear a proportion of his appellate legal fees.

DAVIS, J.

We concur: Blease, Acting P.J.

Hull, J.

C038617 BROWN v. BROWN

BY THE COURT:

Appellant's petition for rehearing is denied.

BLEASE, Acting P.J.

The Minutes

June 13, 2002

C035540 THE PEOPLE v. CARMONY (Certified for Partial Publication)

The order is affirmed. (CERTIFIED FOR PARTIAL PUBLICATION.)

CALLAHAN, J.

We concur: Scotland, P.J.

Davis, J.

C036085 THE PEOPLE v. CRUZ et al. (Not for Publication)

The restitution and reimbursement orders are amended to make explicit the joint and several obligation of the defendants. The orders imposing a fine on revocation of parole are vacated. The judgment is otherwise affirmed. The trial court shall prepare an amended abstract of judgment and forward a certified copy to the Department of Corrections.

DAVIS, Acting P.J.

We concur: Hull, J.

Kolkey, J.

C037421 THE PEOPLE v. MACK (Certified for Publication)

The case is remanded to the trial court with directions to amend the abstract of judgment to state that defendant is entitled to conduct credits for the time spent in the state prison prior to the reversal of the judgment of conviction measured by the standards set forth in section 4019 but the Department of Corrections shall determine, based upon defendant's performance in prison, the actual credits earned during such confinement. In all other respects the judgment is affirmed. (CERTIFIED FOR PUBLICATION.)

BLEASE, Acting P.J.

I concur: Hull, J. I respectfully dissent...

Kolkey, J.

C031435 LUGO et al. v. ALLSTATE INSURANCE CO.

C031832 BY THE COURT:

Appellants' petitions for rehearing are denied.

SCOTLAND, P.J.

C035632 THE POPLE v. BIRD

BY THE COURT:

Appellant's petition for rehearing is denied.

DAVIS, Acting P.J.

The Minutes

June 14, 2002

C035471 THE PEOPLE v. REYNOLDS

(Not for Publication)

The judgment is reversed.

MORRISON, J.

We concur: Scotland, P.J.

Nicholson, J.